
PRELIMINARY DRAFT

No. 3314

**PREPARED BY
LEGISLATIVE SERVICES AGENCY
2009 GENERAL ASSEMBLY**

DIGEST

Citations Affected: IC 21-44.

Synopsis: Public sector psychiatry development program. Creates the public sector psychiatry development program to attract psychiatrists to engage in the practice of public sector psychiatry. Creates a six member board to oversee the program. Creates the public sector psychiatry development program account within the state general fund to provide funding for the public sector psychiatry development program. Appropriates money to the account for FY 2010-2011.

Effective: July 1, 2009.



A BILL FOR AN ACT to amend the Indiana Code concerning higher education and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 21-44-1-1.5 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2009]: **Sec. 1.5. "Account", for purposes of IC 21-44-6, refers to**
4 **the public sector psychiatry development program account**
5 **established by IC 21-44-6-8.**

6 SECTION 2. IC 21-44-1-3, AS ADDED BY P.L.2-2007, SECTION
7 285, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2009]: Sec. 3. **(a) "Board", for purposes of IC 21-44-5, refers to the**
9 **medical education board established by IC 21-44-5-1.**

10 **(b) "Board", for purposes of IC 21-44-6, refers to the public**
11 **sector psychiatry development board established by IC 21-44-6-2.**

12 SECTION 3. IC 21-44-1-12, AS ADDED BY P.L.2-2007,
13 SECTION 285, IS AMENDED TO READ AS FOLLOWS
14 [EFFECTIVE JULY 1, 2009]: Sec. 12. "Intern, residency, and graduate
15 program", for purposes of IC 21-44-5, refers to an intern, residency,
16 and graduate program for which the **medical education** board
17 establishes policies under IC 21-44-5.

18 SECTION 4. IC 21-44-1-14 IS ADDED TO THE INDIANA CODE
19 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
20 1, 2009]: **Sec. 14. "Program", for purposes of IC 21-44-6, refers to**
21 **a public sector psychiatry development program established by**
22 **IC 21-44-6-1.**

23 SECTION 5. IC 21-44-1-15 IS ADDED TO THE INDIANA CODE
24 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
25 1, 2009]: **Sec. 15. "Public sector psychiatry" refers to the practice**
26 **of psychiatry in:**

27 **(1) state institutions;**

28 **(2) community mental health centers; and**

29 **(3) other settings determined by the board to be public sector**
30 **psychiatry settings.**

31 SECTION 6. IC 21-44-1-16 IS ADDED TO THE INDIANA CODE



1 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
2 1, 2009]: **Sec. 16. "Training track", for purposes of IC 21-44-6,**
3 **refers to the program for individuals in the public sector**
4 **psychiatry development program.**

5 SECTION 7. IC 21-44-6 IS ADDED TO THE INDIANA CODE AS
6 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
7 1, 2009]:

8 **Chapter 6. Public Sector Psychiatry Development Program**

9 **Sec. 1. There is established a public sector psychiatry**
10 **development program to be developed by the board. The purpose**
11 **of the program is to attract and train psychiatrists who will engage**
12 **in the practice of psychiatry in:**

- 13 (1) state mental health institutions;
- 14 (2) community mental health centers; and
- 15 (3) other settings determined by the board to be public sector
- 16 settings.

17 **Sec. 2. The public sector psychiatry development board is**
18 **established to develop and oversee the program.**

19 **Sec. 3. The board consists of the following members:**

- 20 (1) The chairperson of the department of psychiatry of the
- 21 Indiana University School of Medicine or the chairperson's
- 22 designee. The chairperson or the chairperson's designee shall
- 23 serve as the chairperson of the board.
- 24 (2) The director of the division of mental health and addiction
- 25 created by IC 12-21-1-1 or the director's designee.
- 26 (3) The commissioner of the state department of health or the
- 27 commissioner's designee.
- 28 (4) Three (3) members appointed by the governor as follows:
- 29 (A) One (1) administrator of a community mental health
- 30 center.
- 31 (B) One (1) administrator of a mental health institution
- 32 owned by the state.
- 33 (C) One (1) psychiatrist who practices psychiatry in
- 34 Indiana.

35 (b) The terms of the three (3) members appointed to the board
36 by the governor are for three (3) years beginning January 1 of the
37 year of appointment and continuing until the member's successor
38 is appointed and qualified. If a membership on the board becomes
39 vacant before the expiration of the term, the governor shall appoint
40 a replacement with the same representative status to fill the
41 unexpired term.

42 **Sec. 4. The board shall meet initially at the call of the governor.**
43 **After the initial meeting, the board shall meet at least twice each**
44 **year at the call of the chairperson.**

45 **Sec. 5. (a) Each board member who is not a state employee is not**
46 **entitled to a salary per diem. The member is, however, entitled to**



1 reimbursement for traveling expenses as provided under
 2 IC 4-13-1-4 and other expenses actually incurred in connection
 3 with the member's duties as provided in the state policies and
 4 procedures established by the Indiana department of
 5 administration and approved by the budget agency.

6 (b) Each member of the board who is a state employee is entitled
 7 to reimbursement for traveling expenses as provided under
 8 IC 4-13-1-4 and other expenses actually incurred in connection
 9 with the member's duties as provided in the state policies and
 10 procedures established by the Indiana department of
 11 administration and approved by the budget agency.

12 (c) The affirmative votes of a majority of the members of the
 13 board are required for the board to take action on any measure.

14 Sec. 6. The board shall develop and oversee a public sector
 15 psychiatry residency training track through the Indiana University
 16 School of Medicine, Department of Psychiatry residency training
 17 program.

18 Sec. 7. (a) The training track must provide an opportunity for
 19 psychiatry residents to work in public sector psychiatry settings
 20 including:

- 21 (1) state psychiatric hospitals;
- 22 (2) community mental health centers; and
- 23 (3) other settings determined to be public sector settings by
 24 the board.

25 (b) The board shall develop standards for participation that
 26 include:

- 27 (1) a commitment from an individual to practice psychiatry in
 28 public sector psychiatry in Indiana for at least than four (4)
 29 years after training is completed;
- 30 (2) a repayment program for an individual who does not
 31 practice in public sector psychiatry in Indiana for the
 32 specified time;
- 33 (3) guidelines for the amounts of grants and other assistance
 34 a participant receives;
- 35 (4) guidelines for the type of training in public sector
 36 psychiatry the participant receives;
- 37 (5) guidelines for agreements with mental health hospitals,
 38 community mental health centers, and other entities
 39 participating in the program; and
- 40 (6) other guidelines and standards necessary for governing the
 41 program.

42 Sec. 8. (a) The public sector psychiatry development program
 43 account within the state general fund is established for the purpose
 44 of providing funding for the public sector psychiatry development
 45 program established under this chapter. The account shall be
 46 administered by the board. Money in the account shall be used to



- 1 fund psychiatric residency positions, including:
- 2 (1) educational expenses;
- 3 (2) grants and scholarships;
- 4 (3) salaries; and
- 5 (4) benefits.
- 6 (b) The account consists of:
- 7 (1) appropriations made by the general assembly;
- 8 (2) grants; and
- 9 (3) gifts and bequests.
- 10 (c) The expenses of administering the account shall be paid from
- 11 money in the account.
- 12 (d) The treasurer of state shall invest the money in the account
- 13 not currently needed to meet the obligations of the account in the
- 14 same manner as other public money may be invested. Interest that
- 15 accrues from these investments shall be deposited in the account.
- 16 (e) Money in the account at the end of a state fiscal year does not
- 17 revert to the state general fund.
- 18 (f) Money in the account is continually appropriated.
- 19 SECTION 8. [EFFECTIVE JULY 1, 2009] (a) For purposes of this
- 20 SECTION, "account" refers to the public sector psychiatry
- 21 development program account established by IC 21-44-6-8.
- 22 (b) There is appropriated three hundred seventy-two thousand
- 23 dollars (\$372,000) to the public sector psychiatry development
- 24 program account from the state general fund for the fiscal year
- 25 beginning July 1, 2010, and ending June 30, 2011.
- 26 (c) The money appropriated by subsection (b) shall be used to
- 27 fund four (4) residency positions and meet administrative expenses
- 28 related to the four (4) residency positions in the public sector
- 29 psychiatry development program created by IC 21-44-6-1.
- 30 (d) This SECTION expires July 1, 2011.

